IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

THURSDAY, THE 19TH JULY 2007 / 28TH ASHADHA 1929

WP(C).No. 12047 of 2004(E)

PETITIONER:

M/S.MADHAVAN INC, P.B.NO.145,
CULLEN ROAD, ALLEPPEY, REPRESENTED BY MANAGER.

BY ADV. SRI.M.V.MATHEW,
SRI.LOUIS JOHN PAREKKAT.

RESPONDENTS:
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1. **ASSISTANT PROVIDENT FUND COMMISSIONER,**
   EMPLOYEES PROVIDFENT FUND ORGANISATION,
   SUB REGIONAL OFFICE, 36/685, KALOOR, KOCHI.

2. **UNION OF INDIA, REPRESENTED BY**
   SECRETARY TO GOVERNMENT, MINISTRY OF LABOUR
   NEW DELHI.

BY ADV. SRI.S.GOPAKUMARAN NAIR, SC, P.F.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 19/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C). NO.12047/2004:

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P.1: COPY OF THE ORDER DTD. 30/09/2003 PASSED BY THE R.1.

EXT.P.2: COPY OF THE NOTICE DD. 17/09/2003.

EXT.P.3: COPY OF THE ORDER DTD. 25/09/2003.

RESPONDENT'S EXHIBITS: **NIL.**

//TRUE COPY//

prv.

KURIAN JOSEPH, J.

W.P. (C). NO. 12047 OF 2004

Dated this the 19th day of July, 2007.

J U D G M E N T

Petitioner is aggrieved by Exhibit P1 proceedings under Section 14B of the Employees Provident Fund and Miscellaneous Provision Act. Since the petitioner has a remedy by way of appeal before the Tribunal, this writ petition is disposed of as follows.

2. In case the petitioner has not so far filed an appeal, it will be open to him to file an appeal within a period of two months from today, in which case, the same shall be treated to have been filed in time. Thereafter, the Appellate Authority shall consider the matter with notice to the petitioner and the appeal shall be disposed of expeditiously. It will be open to the petitioner to seek appropriate interim orders before the Appellate Authority.

KURIAN JOSEPH, JUDGE.

smp